

12-23-03

iAP10 Rec'd PCT/PTO 21 DEC 2003

Express Mail #EJ 622 653 297 US

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV. 10-95)TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371

ATTORNEY'S DOCKET NUMBER

F7711(V)

U.S. APPLICATION NO.
(If known, see 37 CFR § 1.5)

10/562173

INTERNATIONAL APPLICATION NO.

PCT/EP2004/006424

INTERNATIONAL FILING DATE

7 JUNE 2004

PRIORITY DATE CLAIMED

23 JUNE 2003; 16
DECEMBER 2003

TITLE OF INVENTION

STABILIZED FRUIT PULP COMPOSITION AND A PUREE COMPOSITION COMPRISING THE
SAME

APPLICANT(S) FOR DO/EO/US

BARRACLOUGH, ANTHONY JOHN ET AL.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
 3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
 4. ☒ The US has been elected (Article 31).
 5. ☒ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
 - a. ☐ are transmitted herewith (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made, however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).
 9. ☒ An oath or unexecuted declaration of the inventor(s) (35 U.S.C. §371(c)(4)).
 10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).
- Items 11. To 16. Below concern document(s) or information included:**
11. ☐ An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§3.28 and 3.31 is included.
 13. ☒ A preliminary amendment.
 14. ☐ An Application Data Sheet under 37 CFR § 1.76.
 15. ☐ A substitute specification.
 16. ☐ A power of attorney and/or change of address letter.
 17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.
 18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
 19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
 20. ☐ Other items or information:

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U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/562173	INTERNATIONAL APPLICATION NO. PCT/EP2004/006424	ATTORNEY'S DOCKET NUMBER F7711(V)
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21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic National Fee\$300.00					
<input checked="" type="checkbox"/> b) Examination Fee.....\$200.00					
<input checked="" type="checkbox"/> c) Search Fee\$500.00					
				\$1,000.00	
TOTAL OF ABOVE CALCULATIONS:					
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
TOTAL SHEETS	EXTRA SHEETS	Number of each additional 50 or fraction thereof (round Up to a whole number)	Rate		
- 100 =	/50 =		X \$250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR § 1.492(e)).					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	12 - 20 =		X \$ 50.00		
Independent Claims	1 - 3 =		X \$200.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				X \$360.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,000.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					
SUBTOTAL =					
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).					
TOTAL NATIONAL FEE =					
Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The assignment must be accompanied by an appropriate cover sheet ((37 C.F.R. §§ 3.28, 3.31). \$40.00 per property.					
TOTAL FEES ENCLOSED =				\$1,000.00	
				Amount to be Charged:	

- a. ☐ A check in the amount of _____ to cover the above fees is enclosed.
- b. ☒ Please charge Deposit Account No. 12-1155 in the amount of \$1,000.00 to cover the above fees. Triplicate copies of this letter are enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-1155. Triplicate copies of this letter are enclosed.

Customer Number: **00201**

NOTE: Where an appropriate time limit under 37 C.F.R. §§ 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. §§ 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Respectfully submitted,


Ellen Plotkin
Attorney of Record
Reg. #36,636

EP/mt
(201) 894-2253